PTO/SB/21 (08-03) Approved for use through 08/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/626,213 TRANSMITTAL Filing Date 07/24/2003 **FORM** First Named Inventor Barbera-Guillem et al. Art Unit (to be used for all correspondence after initial filing) 1645 **Examiner Name** Unknown **Attorney Docket Number** 26983-133 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication to Technology Center (TC) Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a **Proprietary Information** After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please **Terminal Disclaimer Extension of Time Request** Identify below): Request for Corrected Filing Receipt Request for Refund **Express Abandonment Request** Return Receipt Postcard CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

# Firm or Individual name Signature Date W. Scott Harders, Reg. No. 42,629 Benesch, Friedlander, Coplan & Aronoff, LLP CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| Typed or printed name | Christina R. Correll |      |          |
|-----------------------|----------------------|------|----------|
| Signature             | Oristines R. Correll | Date | 04/23/04 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Barbera-Guillem et al.

Application No.

10/626,213

:

Title

METHODS AND COMPOSITIONS FOR

IMMUNOTHERAPY OF B CELL INVOLVEMENT IN

PROMOTION OF A DISEASE CONDITION COMPRISING

**MULTIPLE SCLEROSIS** 

Filing Date

July 24, 2003

Attorney's Docket No.

26983-133

Mail Stop Office of Initial Examination's
Filing Receipt Corrections
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

# REQUEST FOR CORRECTED FILING RECEIPT

Dear Sir:

The filing receipt dated April 2, 2004 for the above-referenced application incorrectly lists the Domestic Priority data as claimed by applicant. The priority data should be listed as follows:

This application is a CON of 09/643,595 08/22/2000 ABN Which claims benefit of 60/152,498 09/20/1999 And claims benefit of 60/150,256 08/23/1999

Enclosed is a copy of the original filing receipt with the corrections marked in red. Issuance of a corrected filing receipt is respectfully requested.

Because the information was correctly listed in both the first paragraph of the application and in the Application Data Sheet filed with the application, no fees are believed due in connection with this Request. However, should any fees properly be due, please charge Deposit Account 02-2051 specifically identifying Docket No. 26983-133.

Respectfully submitted,

Dated: 23 APRZE

By:

W. Scott Harders Reg. No. 42,629

BENESCH, FRIEDLANDER, COPLAN & ARONOFF LLP 2300 BP Tower 200 Public Square Cleveland, Ohio 44114

Phone: (216) 363-4443



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APPL NO. | FILING OR 371 | ART UNIT | FIL FEE REC'D | ATTY DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS | 10/626,213 | 07/24/2003 | 1645 | 567 | 26983-133 | 1 | 32 | 5

**CONFIRMATION NO. 9675** 

21130

BENESCH, FRIEDLANDER, COPLAN & ARONOFF LLP

ATTN: IP DEPARTMENT DOCKET CLERK

2300 BP TOWER 200 PUBLIC SQUARE CLEVELAND, OH 44114 FILING RECEIPT

\*OC00000012232163\*

Date Mailed: 04/02/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

Emilio Barbera-Guillem, Powell, OH; M. Bud Nelson, Worthington, OH;

#### **Assignment For Published Patent Application**

BioCrystal, Ltd., Westerville, OH;

# Domestic Priority data as claimed by applicant

This application is a CON of 09/643,595 08/22/2000 ABN which claims benefit of 60/152,498 09/02/1999 \* 60/152,498 09/20/1999 and claims benefit of 60/150,256 08/23/1999 (\*)Data provided by applicant is not consistent with PTO records.

#### **Foreign Applications**

If Required, Foreign Filing License Granted: 03/30/2004

Projected Publication Date: 07/08/2004

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

Methods and compositions for immunotherapy of B cell involvement in promotion of a disease condition comprising multiple sclerosis

**Preliminary Class** 

424

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